

STEVEN G. KALAR
Federal Public Defender
ANGELA M. HANSEN
Assistant Federal Public Defender
1301 Clay Street, Suite 1350N
Oakland, CA 94612
Telephone: (510) 637-3500
Counsel for Defendant MOON

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

| | | |
|---------------------------|---|-------------------------------------|
| UNITED STATES OF AMERICA, |) | No. CR 13-00817 JST |
| |) | |
| Plaintiff, |) | STIPULATION AND PROPOSED |
| |) | ORDER TO CONTINUE SENTENCING |
| |) | HEARING DATE TO MARCH 18, 2016 |
| vs. |) | |
| |) | |
| |) | Hearing Date: March 11, 2016 |
| KEVIN GEORGE MOON, |) | Time: 9:30 a.m. |
| |) | |
| Defendant. |) | |
| |) | |
| |) | |

The above-captioned matter is set on March 11, 2016 before this Honorable Court for a sentencing hearing. Mr. Moon pleaded guilty to possession with the intent to distribute methamphetamine, a violation of 21 U.S.C. § 841. He faces a mandatory minimum sentence of 10 years in custody and a maximum sentence of life imprisonment.

The parties jointly request that the Court continue this matter to March 18, 2016, at 9:30 a.m., because defense counsel is out of the office and on leave later this week and, as a result, defense counsel needs additional time to prepare Mr. Moon's case for sentencing. Mr. Moon is facing career offender penalties and, in his sentencing memorandum, Mr. Moon will address the career offender guidelines and will seek a substantial variance pursuant to 18 U.S.C. § 3553.

For these reasons, the parties agree that a one-week continuance until March 18, 2016 is

1 appropriate. The Probation Officer assigned to this case is in agreement with this continuance
2 and is available on the requested date. Finally, because Mr. Moon has pleaded guilty, the parties
3 are in agreement that the Speedy Trial Act does not apply.
4

5 DATED: February 29, 2016

/S/

GARTH HIRE
Assistant United States Attorney

8 DATED: February 29, 2016

/S/

ANGELA M. HANSEN
Assistant Federal Public Defender

ORDER

Based on the reasons provided in the stipulation of the parties above, the Court hereby
FINDS:

1. Given that defense counsel will be on leave later this week and needs additional
time to prepare Mr. Moon's case for sentencing;

2. Given that government counsel and the Probation Office are available on the
requested date; and

3. Given that Mr. Moon has pleaded guilty and that the Speedy Trial Act does not
apply;

Based on these findings, IT IS HEREBY ORDERED that the sentencing hearing date of
March 11, 2016, scheduled at 9:30 a.m., is vacated and reset to March 18, 2016, at 9:30 a.m., for
sentencing.

DATED: February 29, 2016

